

OFFICE OF THE CHIEF OF POLICE

SPECIAL ORDER NO. 11

April 27, 2004

SUBJECT: BOND SURRENDER BOOKINGS - REVISED

PURPOSE: Department Manual Section 4/606.14 outlines the procedure for bond surrender bookings. That section stipulates that when a bondsman who has posted an arrestee's bail desires to return him/her to the custody of this Department, the bondsman may return the arrestee to this Department for booking. However, California Penal Code (PC) Section 1301 states that a bondsman may empower any person of suitable age (e.g., bounty hunter) to make the arrest and deliver the prisoner to the magistrate or police for confinement.

This Order amends Department procedure for bond surrender bookings to be consistent with State law.

PROCEDURE:

BOND SURRENDER BOOKINGS. In addition to the existing procedure outlined in Department Manual Section 4/606.14, a bond surrender booking shall be accepted from either the bondsman who posted the arrestee's bail or the bondsman's lawful designee.

The person surrendering the defendant must provide one of the following:

- * A certified copy of the undertaking of the bail;
- * A certified copy of the certificate of deposit; or,
- * An affidavit given by the bail licensee or surety company listing all the specific information that would be included on a certified copy of an undertaking of bail.

Penal Code Section 1300(a)(3) also provides that the accepting agency must, within 48 hours of the surrender, bring the defendant before the court in which the defendant is next to appear on the case for which he/she has been surrendered.

AMENDMENTS: This Order amends Section 4/606.14 of the Department Manual.

AUDIT RESPONSIBILITY: The Commanding Officer, Technical Services Group, shall monitor compliance with this directive in accordance with Department Manual Section 0/080.30.

William J. Bratton
Chief of Police

DISTRIBUTION "A"